



United States Bankruptcy Court
61288, Houston TX 77208SOUTHERN DISTRICT OF TEXAS P.O.Box
(Houston Division)

PROOF OF CLAIM

Name of Debtors _____ Stage Stores, Inc., a Delaware corporation _____ Specialty Retailers, Inc., a Texas corporation _____ Specialty Retailers, Inc. (NV), a Nevada corporation *place an "x" beside the name of the Debtor you are filing a claim against		Case Number 00-35078-H2-11 00-35079-H2-11 00-35080-H2-11	Creditor ID#: 788-6968 United States Bankruptcy Court Southern District of Texas FILED SEP 12 2000 Michael N. Milby, Clerk
Name of Creditor (The person or other entity to whom the debtor owes money or property): Big Rapids City Treasurer		Check box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars.	
Name and address where notices should be sent: *****AUTO**ALL FOR AADC 493 Big Rapids City Treasurer 226 N Michigan Ave Big Rapids MI 49307-1468 		Check box if you have never received any notices from the bankruptcy court in this case Check box if the address differs from the address on the envelope sent to you by the court.	
Account or other number by which creditor identifies debtor:		Check here _____ replaces if this claim _____ amends a previously filed claim, dated: _____	
1. Basis for Claim <input type="checkbox"/> Goods sold <input type="checkbox"/> Services performed <input type="checkbox"/> Money loaned <input type="checkbox"/> Personal injury/wrongful death <input checked="" type="checkbox"/> Taxes <input checked="" type="checkbox"/> Other _____		Retiree benefits as defined in 11 U.S.C. § 1114(a) Wages, salaries, and compensation (Fill out below) Your SS#: _____ Unpaid compensation for services performed from _____ (date) to _____ (date)	
2. Date debt was incurred: 2000		3. If court judgment, date obtained:	
4. Total Amount of Claim at Time Case Filed: \$ 5,012.21 If all or part of your claim is secured or entitled to priority, also complete Item 5 or 6 below. <input type="checkbox"/> Check this box if claim includes interest or other charges in addition to the principal amount of the claim. Attach itemized statement of all interest or additional charges.			
5. Secured Claim. <input checked="" type="checkbox"/> Check this box if your claim is secured by collateral (including a right of setoff). Brief Description of Collateral: <input type="checkbox"/> Real Estate <input type="checkbox"/> Motor Vehicle <input checked="" type="checkbox"/> Other All personal and intangible property of Debtor's Estate Value of Collateral: \$166,200.00 SECURED PRIORITY CLAIM - taxes and MCL 123.162 utilities Amount of arrearage and other charges at time case filed included in secured claim, if any \$ 5,012.21		6. Unsecured Priority Claim. <input type="checkbox"/> Check this box if you have an unsecured priority claim Amount entitled to priority \$ _____ Specify the priority of the claim: <input type="checkbox"/> Wages, salaries, or commissions (up to \$4,300),* earned within 90 days before filing of the bankruptcy petition or cessation of the debtor's business, whichever is earlier - 11 U.S.C. § 507(a)(3) <input type="checkbox"/> Contributions to an employee benefit plan - 11 U.S.C. § 507(a)(4) <input type="checkbox"/> Up to \$1,950* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use - 11 U.S.C. § 507(a)(6) <input type="checkbox"/> Alimony, maintenance, or support owed to a spouse, former spouse, or child - 11 U.S.C. § 507(a)(7) <input type="checkbox"/> Taxes or penalties owed to governmental units - 11 U.S.C. § 507(a)(8) <input type="checkbox"/> Other - Specify applicable paragraph of 11 U.S.C. § 507(a)-_____. *Amounts are subject to adjustment on 4/1/98 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.	
7. Credits: The amount of all payments on this claim has been credited and deducted for the purpose of making this proof of claim.		This Space Is for Court Use Only <div style="text-align: right;">1746</div>	
8. Supporting Documents: Attach copies of supporting documents, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, court judgments, mortgages, security agreements, and evidence of perfection of lien. DO NOT SEND ORIGINAL DOCUMENTS. If the documents are not available, explain. If the documents are voluminous, attach a summary.			
9. Date-Stamped Copy: To receive an acknowledgment of the filing of your claim, enclose a stamped, self-addressed envelope and copy of this proof of claim.			
Date Aug 28 2000	Sign and print the name and title, if any, of the creditor or other person authorized to file this claim (attach copy of power of attorney, if any):  Eric D. Williams P33559 Penalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571.		

123.161

LOCAL GOVERNMENTAL AFFAIRS

other taxes for public purposes, subject to limitations and prohibitions provided by this constitution or by law."

Article 7, § 27, provides:

"Notwithstanding any other provision of this constitution the legislature may establish in metropolitan areas additional forms of government or authorities with powers, duties and jurisdictions as the legislature shall provide. Wherever possible, such additional forms of government or authorities shall be designed to

perform multipurpose functions rather than a single function."

Article 7, § 34, provides:

"The provisions of this constitution and law concerning counties, townships, cities and villages shall be liberally construed in their favor. Powers granted to counties and townships by this constitution and by law shall include those fairly implied and not prohibited by this constitution."

WESTLAW Electronic Research

See WESTLAW Electronic Research Guide following the Preface.

123.162. Municipal water or sewage system lien; creation; accrual

Sec. 2. A municipality which has operated or operates a water distribution system or a sewage system for the purpose of supplying water or sewage system services to the inhabitants of the municipality, shall have as security for the collection of water or sewage system rates, or any assessments, charges, or rentals due or to become due, respectively, for the use of sewage system services or for the use or consumption of water supplied to any house or other building or any premises, lot or lots, or parcel or parcels of land, a lien upon the house or other building and upon the premises, lot or lots, or parcel or parcels of land upon which the house or other building is situated or to which the sewage system service or water was supplied. This lien shall become effective immediately upon the distribution of the water or provision of the sewage system service to the premises or property supplied, but shall not be enforceable for more than 3 years after it becomes effective.

Amended by P.A.1981, No. 132, § 1, Imd. Eff. Oct. 7, 1981.

Historical and Statutory Notes

Source: P.A.1948, § 123.162.
P.A.1939, No. 178, § 2, Imd. Eff. June 8, 1939.
C.L.1970, § 123.162.

Library References

Forms.

Statutes of limitation, see M.C.R.P. Dean,
§ 18.91.

Notes of Decisions

In general 1

1. In general

P.A.1939, No. 178, providing for lien for water furnished by municipalities, could not have been considered in court's determination of city's right to lien for water furnished and to discontinue water service, where such act was enacted subsequent to filing of city's bill of complaint. Home Owners' Loan Corporation

v. City of Detroit (1940) 290 N.W. 888, 292 Mich. 511.

City operating under charter authorized by Home Rule Act (C.L.1929, § 2228 et seq.), and which by its charter repealed local acts providing that water rates should be a lien on property, had no lien on property for water furnished by city water department notwithstanding a charter provision providing for liens since such charter provision was without statutory authority. Id.